

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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SONIA GARCIA MESTIZO & MAURA AMASTAL,

Index No.: 17 Civ. 08519

Plaintiffs,

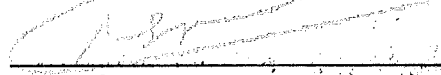
- against -

H2 CANDY & NUTS, INC. D/B/A SWEET RAINBOW,  
and HISHAM AL-ASSAF, individually and as an officer  
of H2 CANDY & NUTS, INC. D/B/A SWEET RAINBOW,  
and HAYTHAM KHALIL, individually and as an officer of  
H2 CANDY & NUTS, INC. D/B/A SWEET RAINBOW

Defendants.  
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This motion is denied as  
it is not a "stand alone" motion  
but a supporting document to  
a motion. The Clerk of the  
Court is requested to terminate  
the motion (doc. 64).

SO ORDERED: Feb. 21, 2020

  
HON. NELSON S. ROMAN  
UNITED STATES DISTRICT JUDGE

**DEFENDANTS' OPPOSITION TO PLAINTIFFS' RULE 56.1 STATEMENT OF  
UNDISPUTED FACTS (RULE 56.1 COUNTER-STATEMENT) AND  
DEFENDANTS' RULE 56.1 STATEMENT IN SUPPORT OF THEIR CROSS  
MOTION FOR SUMMARY JUDGMENT**

Defendants, H2 Candy & Nuts, Inc. ("Defendant") by Cotto Law Offices, submits the within Counter-Statement to Plaintiffs Sonia Garcia Mestizo's and Maura Amastal's ("Plaintiffs" or "Mestizo" or "Amastal") Rule 56.1 Statement of Undisputed Facts pursuant to Federal Rules of Civil Procedure Section 56 and Local Civil Rule 56.1 for the Eastern and Southern Districts of New York. In addition, this document serves as Defendants' Rule 56.1 Statement of Material Facts in support of their cross-motion for summary judgment pursuant to Federal Rule of Civil Procedure 56 and Local Rule 56.1.

**A. Deposition of Plaintiff Sonia Garcia Mestizo**

1. Plaintiff was born in Mexican and is of Mexican origin. Deposition Transcript of Sonia Garcia Mestizo ("Mestizo Tr.") at page 9, lines 11:14.

